THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.10191 of 2007

26.6.2007

Between:

Komarabathini Nagarjuna, S/o.Peda Buchaiah
And others

… Petitioners

and

The District Collector, Khammam District
And another

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.10191 of 2007

ORDER:

The petitioners are occupants of land admeasuring Acs.2.20 gts, 2.20 gts and 5.14 gts respectively in survey No.62 situated at Pallepalem village in Khammam District. The Tahsildar, Khammam (Rural) initiated action under A.P.Land Encroachment Act, 1905, and after issuing notice to the petitioners passed orders on 05.3.2007 ordering eviction. The petitioners filed appeal before the second respondent, which was dismissed on 03.4.2007. The petitioners then filed revision petition before the first respondent, which is pending. Alleging that during the pendency of the revision, respondents are trying to dispossess the petitioners, the present writ petition is filed.

It is now well settled that when an aggrieved person has availed effective statutory remedy, writ petition would not lie. If the petitioners have any grievance, their remedy is to approach the revisional authority and seek a direction to respondents 2 and 3 to desist from making attempts to dispossess them.

The writ petition is misconceived and is accordingly dismissed. No costs.

June 26, 2007 (**V.V.S.RAO, J**)

YS